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August 17, 2006

Vernon A. Williams, Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, D.C. 20423

RE: F.D. No. 34893, The Chicago, Lake Shore and South Bend Railway Company--Acquisition and Operation Exemption--Norfolk Southern Railway Company

Dear Secretary Williams:

This letter is written on behalf of the Sisters of the Holy Cross, Inc. ("Sisters") and the Brothers of Holy Cross, Inc. ("BOHC"). As their prior submissions in this proceeding prove beyond a reasonable doubt, both the Sisters and Brothers are adamantly opposed to the reinstatement of freight rail service across their respective campuses. As a result, they fully support the Norfolk Southern Railway Company's ("Norfolk Southern") request, as outlined in its letter of August 15, 2006, that the Surface Transportation Board immediately dismiss the above-referenced proceeding because "no agreement has been or will be executed" between the Norfolk Southern and the Chicago, Lake Shore and South Bend Railway Company (CLS&SB). Hence, as Norfolk Southern has correctly observed, "the proceeding is moot."

This letter further replies to the letter filed August 15, 2006 by counsel on behalf of CLS&SB. By its letter, CLS&SB has asked the Board to hold this matter in abeyance "to give the parties an opportunity to resolve their differences."

The Sisters and BOHC do not wish to negotiate with CLS&SB as the differences between them are irreconcilable. As is made crystal clear in their previous submissions, the lines in question have not been operated for over a decade, resulting in a de facto abandonment. More importantly, as also demonstrated by the BOHC Petition to Revoke, there is no known need for renewed freight rail service.

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Therefore, the Sisters and Brothers join with the Norfolk Southern in requesting the immediate dismissal of the pending matter. Expedited consideration is requested.

Very truly yours,

Barnes & Thornburg LLP

A handwritten signature in black ink, appearing to read "R. H. Streeter", with a long horizontal line extending from the end of the signature.

Richard H. Streeter

Richard L. Mintz

Richard J. Deahl

Counsel to the Brothers of Holy Cross and
Sisters of the Holy Cross, Inc

RHS:rs

cc: All parties of record

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Certificate of Service

I, Richard H. Streeter, do hereby certify that a true copy of the foregoing Petition was served this 17th day of August, 2006, by first-class mail, postage prepaid, and by e-mail or fax as designated, on the following named individuals:

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